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State of New Jersey

Department of Environmental Protection
Land Use Regulation Program

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Bradley M. Campbell
Commissioner

James E. McGreevey
Governor

JAN 10 2003

Mr. Joseph Sweger
New Jersey Department of Transportation
PO Box 600
Trenton, New Jersey 08625-0600

**RE: Authorization for Freshwater Wetlands Statewide General Permit No. 10
and Waiver of Transition Area for Access**

LURP No.: 1225-02-0023.1 FWW 020001

Applicant: NJ DOT

Block: N/A R.O.W.; Lot: N/A R.O.W

Woodbridge Township, Middlesex County

Dear Mr. Sweger:

The Land Use Regulation Program has reviewed the referenced application for Statewide General Permit authorizations pursuant to the requirements of the Freshwater Wetlands Protection Act Rules at N.J.A.C. 7:27A. The proposed activities are authorized by Statewide General Permit No. 10, which authorizes construction of minor road crossings.

Limit of Authorized Disturbance

Based on 3 plan sheets (WT-1 to WT-3) entitled "NEW JERSEY DEPARTMENT OF TRANSPORTATION, WETLAND PERMIT PLAN, ROUTE 1 OVER CONRAIL, CONTRACT NO. 035950166", plot date November 25, 2002, date stamped December 2, 2002, and prepared by Douglas S. Belliveau of Parsons Brinckerhoff-FG, Inc., the authorized activities involve a total disturbance of 0.0377 acres (1643.55 sf) of State open waters, wetlands and transition area (0.0074 acres (325 sf) State open waters, 0.0048 acres (228.55) wetlands and 0.025 (1,090 sf) transition area) for the widening of Route 1. The project involves grading within State open waters, wetlands and transition area for the construction of a new bridge, removal of a culvert pipe and restoration of existing ditches to maintain drainage. Any additional disturbance of freshwater wetlands, State open waters or transition area shall be considered a violation of the Freshwater Wetlands Protection Act unless the activity is exempt or a permit is obtained prior to the start of the disturbance from the Land Use Regulation Program.

Permit Conditions

The activities allowed by this authorization shall comply with the following conditions. Failure to comply with these conditions shall constitute a violation of the Freshwater Wetlands Protection Act (N.J.S.A. 13:9B-1 et seq.).

Special Conditions

1. The total amount of disturbance associated with this authorization shall not exceed a combined 0.0377 acres (1643.55 sf) of State open waters, wetlands and transition area for the widening of Route 1 over a Conrail track in Woodbridge Township.

In addition to the above conditions and the conditions noted at N.J.A.C. 7:7A-4 and -13, the following general conditions must be met for the activity authorized under this Statewide General Permit:

General conditions:

1. All fill and other earth work on the lands encompassed within this permit authorization shall be stabilized in accordance with "Standards for Soil Erosion and Sediment Control in New Jersey" to prevent eroded soil from entering adjacent waterways or wetlands at any time during and subsequent to construction.
2. This permit is revocable in accordance with DEP regulations and State law.
3. The issuance of this permit shall not be deemed to affect in any way other actions by the Department on any future application.
4. The activities shown on the approved plans shall be constructed and/or executed in conformity with any notes and details on said plans and any conditions stipulated herein.
5. No change in plans or specifications shall be made except with the prior written permission of the Department.
6. The granting of this authorization shall not be construed to in any way affect the title or ownership of the property, and shall not make the Department or the State a party in any suit or question of ownership of the property.
7. This permit is not valid and no work shall be undertaken pursuant to this authorization until all other required federal, state, and local approvals, licenses and permits necessary for commencement of work onsite have been obtained.
8. A complete, legible copy of this permit shall be kept at the work site and shall be exhibited upon request of any person.
9. The permittee shall allow the Program the right to inspect the construction site and also shall provide the Bureau of Coastal and Land Use Enforcement, NJDEP with written notification 7 days prior to the start of the authorized work.
10. This authorization is valid for five years from the date of this letter unless more stringent standards are adopted by rule prior to this date.

Transition Area

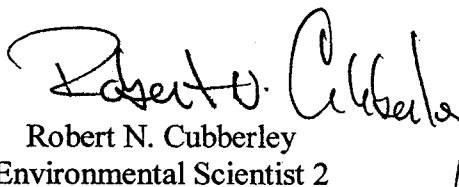
The wetlands affected by this permit authorization are of intermediate resource value and the standard transition area or buffer required is 50 feet. This General Permit includes a transition area waiver that allows encroachment only in that portion of the transition area that has been determined by the Department to be necessary to accomplish the regulated activities. Any additional regulated activities conducted within the standard transition area on-site shall require a separate transition area waiver from the Program. Regulated activities within a transition area are defined at N.J.A.C. 7:7A-6.2(a).

Appeal of Decision

In accordance with N.J.A.C. 7:7A-12.7, any person who is aggrieved by this decision may request a hearing within 30 days of the decision date by writing to: New Jersey Department of Environmental Protection, Office of Legal Affairs, Attention: Adjudicatory Hearing Requests, P.O. Box 402, Trenton, NJ 08625-0402. This request must include a completed copy of the Administrative Hearing Request Checklist.

If you have any questions regarding this authorization, please contact Evelyn M. Hall of our staff at (609)984-0194. Please reference the above file number.

Sincerely,



Robert N. Cubberley
Environmental Scientist 2
Land Use Regulation Program

- c. Bureau of Enforcement
Woodbridge Township Municipal Clerk
Woodbridge Township Municipal Construction Official